

NOTICE OF EMERGENCY RULE REPEAL AND PROMULGATION

AGENCY: Department of Marine Resources

STATUTORY AUTHORITY: 12 M.R.S.A. Sections 6172 and 6192

RULE REPEAL AND PROMULGATION: DMR Regulation 95.07 I, Closed Area No. 21, Indian Point, Georgetown to Fowle Point, Westport, promulgated on October 12, 1995, is repealed and replaced with the following rule:

TEXT OF RULE: DMR Regulation 95.07 I, Closed Area No. 21, Indian Point, Georgetown, to McCarty Cove, Westport.

1. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the Sheepscot River inside of a line beginning at Indian Point, Georgetown and extending to the north tip of Salter Island, then continuing to a red painted post on the west side of the mouth of Little River, due west of Todd Point.
2. Effective immediately, because of pollution, it shall be unlawful to dig, take or possess any clams, quahogs, oysters or mussels taken from the shores, flats and waters of the Sheepscot River west of a line beginning at Griffith Head, Georgetown, and extending north to Bull Ledge, then continuing to the point of land 300 yards south of the mouth of McCarty Cove, Westport; AND east of a line from Lowe Point, Georgetown to Newdick Point, Westport.

Violation of any provision of this regulation shall be a Class D Crime (12 M.R.S.A. Section 6204).

EFFECTIVE DATE: September 2, 2004

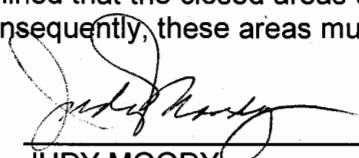
AGENCY CONTACT PERSON: Amy M. Fitzpatrick
Department of Marine Resources
194 McKown Point Road
W. Boothbay Harbor, ME 04575

TIMES RECORD
September 8, 2004

STATEMENT OF FACT AND POLICY

The Commissioner of the Maine Department of Marine Resources repeals the emergency DMR Regulation 95.07 I, Closed Area No. 21, Indian Point, Georgetown to Fowle Point, Westport, promulgated October 12, 1995, and replaces it with a new regulation. This new regulation re-describes the two closures in the area from Indian Point, Georgetown to McCarty Cove, Westport. This is an administrative change.

Department personnel have determined that the closed areas are subject to microbiological pollution, which poses a threat to public health. Consequently, these areas must remain closed for shellfish harvesting.



JUDY MOODY

ADMINISTRATIVE OFFICER FOR GEORGE D. LAPOINTE,
COMMISSIONER AS AUTHORIZED BY 12 M.R.S.A. SECTION
6023



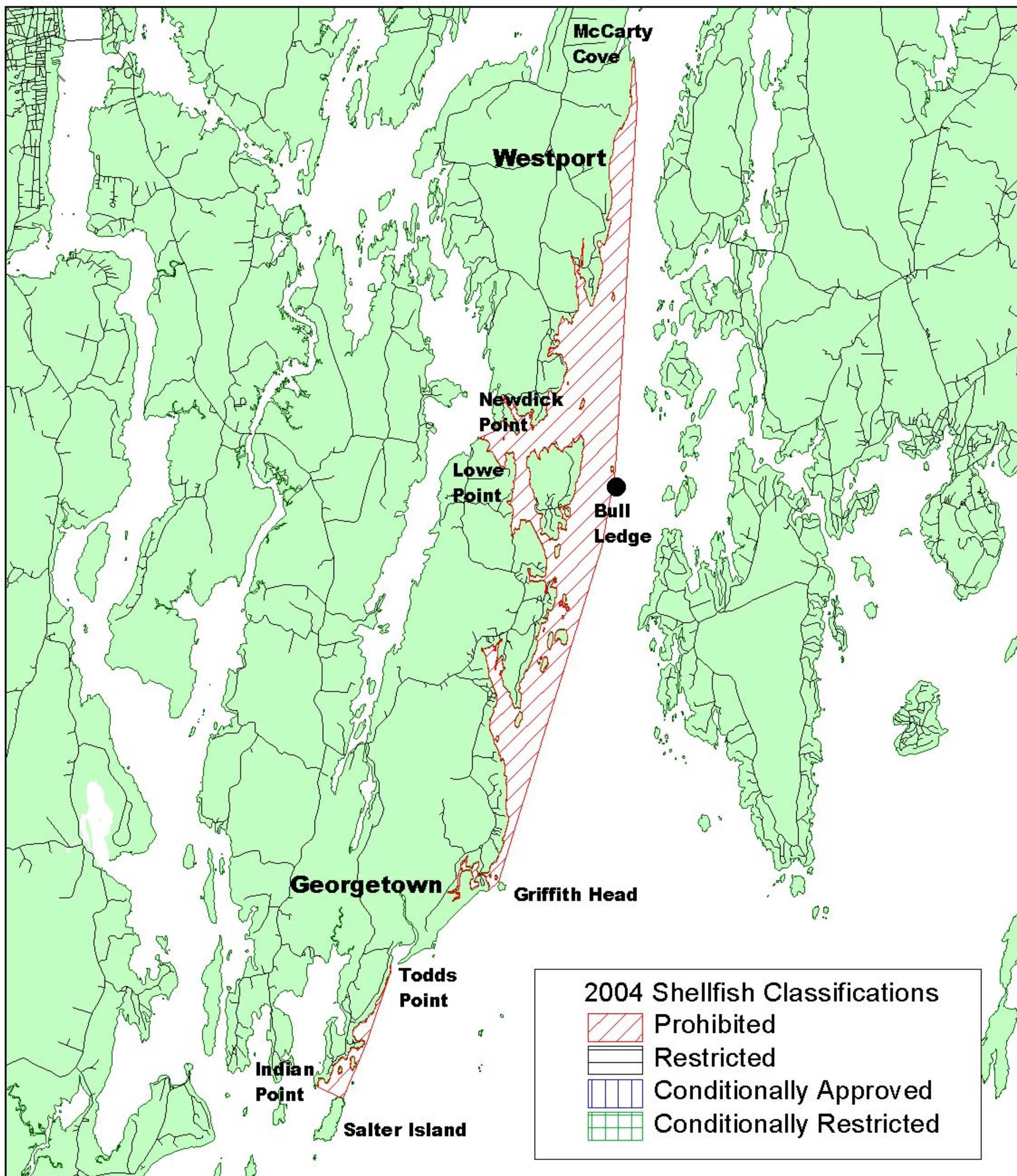
Maine Department of Marine Resources

Legal Notice of Shellfish Closure Area

9/2/04



C21 Indian Pt, Georgetown-McCarty Cove, Westport



2 0 2 4 Miles